

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

|  |   |                             |
|--|---|-----------------------------|
| ENCOMPASS OFFICE SOLUTIONS, INC.         | § |                             |
|  | § |                             |
| Plaintiff,                               | § | CIVIL ACTION NO. 4:10-cv-96 |
|  | § |                             |
| v.                                       | § |                             |
|  | § |                             |
| INGENIX, INC., UNITEDHEALTH GROUP, INC., | § |                             |
| UNITED HEALTHCARE SERVICES, INC.         | § |                             |
|  | § |                             |
|  | § |                             |
| Defendants.                              | § |                             |

**AGREED STIPULATION REGARDING  
RESPONSE TO MOTION TO DISMISS**

Plaintiff Encompass Office Solutions, Inc. and Defendants Ingenix, Inc., UnitedHealth Group, Inc. and United HealthCare Services, Inc. enter into this Agreed Stipulation and would respectfully state as follows:

1. Encompass's response to Defendants' Motion to Dismiss Plaintiff's Complaint Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), or, in the Alternative, for a More Definite Statement Pursuant to Federal Rule of Civil Procedure 12(e) [Dkt. No. 16] is currently due on Wednesday, June 16, 2010.
2. Encompass filed its Emergency Motion for Additional Extension of Time to Respond to Defendants' Motion to Dismiss [Dkt. N. 21] on June 14, 2010.
3. The Court ordered Defendants to respond to the emergency motion by 5:00 p.m. on Thursday, June 17, 2010 [Dkt. No. 22].
4. The parties hereby stipulate and agree that, if the Court denies Encompass's emergency motion for additional extension of time, Encompass's response to Defendants' motion

to dismiss will be due no earlier than three (3) business days after the Court enters such an order, and Defendants will not assert Encompass's failure to file a response on June 16, 2010, as grounds for waiver.

Dated: June 16, 2010

Respectfully submitted,

By: /s/ Greg W. Curry

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#### CERTIFICATE OF SERVICE

I hereby certify that on June 16, 2010, I electronically filed the foregoing document with the clerk for the United States District Court for the Eastern District of Texas, using the electronic case filing system of the Court. The electronic case filing system sent a "Notice of Electronic Filing" to attorneys of record, who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Greg W. Curry

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